IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Criminal Misc Appl. No. 950 of 2005

Ranjeet Singh
S/o Sri Kripal Singh
Prop. M/s Fashion Park
Sadar Bazar, Near Gandhi Ashram
Haldwani, District-Nainital ….Applicant

Vs.

1. **State of Uttaranchal**
2. **The Manager, Allahabad Bank Branch Haldwani, District-Nainital……. Respondents**

Shri Pradeep Hairiya, learned counsel for the applicant .
Learned Government Advocate for the State.

Hon'ble Prafulla C. pant, J.

1. This is application, moved under Section 482 of Code of Criminal Procedure, 1973 for quashing the proceedings in Criminal Case No. 154 of 2005, State Vs. V.K. Agarwal and others under Section 420, 467 and 471 of I.P.C. Police Station-Haldwani, District-Nainital, pending before Judicial Magistrate, Haldwani District Nainital.

2. Heard learned counsel for the applicant and learned A.G.A.

3. This Court is of the view that it is not just and proper on the part of this Court to appreciate the half baked evidence to come to conclusion whether the petitioner has been falsely implicated or not. I do not find any reason to quash the impugned proceedings. It is for the trial court to see if the offences are made out or not. The petitioner shall be at liberty to raise the pleas in defense which are open to him and also pleaded in this petition.

4. With these observations, the petition under Section 482 of Code of Criminal Procedure, 1973 is dismissed.

(Prafulla C. Pant, J.)

Dt: 22.12.2005
Sweta